

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

THE RESEARCH FOUNDATION FOR THE
STATE UNIVERSITY OF NEW YORK and
UNIVERSITY OF CONNECTICUT and
WORCESTER POLYTECHNIC INSTITUTE,

Plaintiffs,

v.

SAMSUNG ELECTRONICS CO., LTD.;
SAMSUNG ELECTRONICS AMERICA, INC.;
SAMSUNG SEMICONDUCTOR, INC.,

Defendants.

Case No. 2:23-cv-00141-RWS-RSP

JURY TRIAL DEMANDED

JOINT MOTION TO AMEND DOCKET CONTROL ORDER

Plaintiffs The Research Foundation for The State University of New York, University of Connecticut, and Worcester Polytechnic Institute (collectively, “Plaintiffs”) and Defendants Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Semiconductor, Inc. (collectively “Defendants”) (together with Plaintiffs, the “Parties”) submit this Joint Motion to Amend Docket Control Order (Dkt. No. 145) for the deadlines to Complete Fact Discovery and File Motions to Compel Discovery and the Parties to Serve Disclosures for Expert Witnesses by the Party with the Burden of Proof. The Parties agree on a deadline of January 21, 2025, to Complete Fact Discovery and File Motions to Compel Discovery and a deadline of January 27, 2025, for the Parties to Serve Disclosures for Expert Witnesses by the Party with the Burden of Proof. The Parties’ Fourth Amended Docket Control Order with this deadline is attached as Exhibit A.

This amendment is not sought for purposes of delay, and the amendment will not affect any other deadlines in the case.

WHEREFORE, the Parties respectfully request that the Court amend the Docket Control

Order as requested by the Parties.

Dated: October 11, 2024

Respectfully submitted,

/s/ Claire Abernathy Henry

Timothy Devlin – LEAD ATTORNEY

Michael A. Siem (*pro hac vice*)

Cedric Tan (*pro hac vice*)

Chiara M. Carni (*pro hac vice*)

Kevin Shaw (*pro hac vice*)

Christopher R. Clayton

Devlin Law Firm LLC

1526 Gilpin Ave.

Wilmington, DE 19806

(302) 449-9010

tdevlin@devlinlawfirm.com

msiem@devlinlawfirm.com

ctan@devlinlawfirm.com

ccarni@devlinlawfirm.com

kshaw@devlinlawfirm.com

cclayton@devlinlawfirm.com

Of Counsel:

Claire Abernathy Henry

TX Bar No. 24053063

Andrea L. Fair

TX Bar No. 24078488

MILLER FAIR HENRY PLLC

1507 Bill Owens Parkway

Longview, Texas 75604

Telephone: (903) 757-6400

Facsimile: (903) 757-2323

claire@millerfairhenry.com

Attorneys for Plaintiffs

/s/ Parmanand K. Sharma by permission

Claire Abernathy Henry

Melissa R. Smith

Texas State Bar No. 24001351

GILLAM & SMITH LLP

303 South Washington Ave.

Marshall, TX 75670

903.934.8450 (Telephone)

903.934.9257 (Facsimile)

melissa@gillamsmithlaw.com

Frank A. DeCosta, III

Parmanand K. Sharma (*pro hac vice*)

Christopher T. Blackford (*pro hac vice*)

FINNEGAN, HENDERSON, FARABOW,

GARRETT & DUNNER, LLP

901 New York Avenue, N.W.

Washington, D.C. 20001-4413

(202) 408-4000

Charles H. Suh (*pro hac vice*)

FINNEGAN, HENDERSON, FARABOW,

GARRETT & DUNNER, LLP

1875 Explorer Street, 8th Floor

Reston, VA 20190-6023

(571) 203-2700

Benjamin Schlesinger (*pro hac vice*)

Shawn S. Chang (*pro hac vice*)

David A. Lebbby (*pro hac vice*)

FINNEGAN, HENDERSON, FARABOW,

GARRETT & DUNNER, LLP

271 17th St. NW Suite 1400

Atlanta, GA 30363-6209

(404) 653-6400

***ATTORNEYS FOR DEFENDANTS
SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA,
INC., & SAMSUNG SEMICONDUCTOR,
INC.***

CERTIFICATE OF CONFERENCE

The undersigned hereby certifies that counsel for Plaintiffs and counsel for Defendants have complied with Local Rule CV-7(h) by conferring, and all parties agree to filing this as a joint motion.

/s/ Claire Abernathy Henry
Claire Abernathy Henry

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of October, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Claire Abernathy Henry
Claire Abernathy Henry